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Pamela L. Patrick

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT Application of: )

Koji MORIYA et al. )

Serial No. 10/628,239 ) Date: September 14, 2005

Filed: July 29, 2003 )

For: METHOD OF MANUFACTURING CARBON )

NANOTUBE SEMICONDUCTOR DEVICE )

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SEP 14 2005

**OFFICE OF PETITIONS**

**PETITION FOR WITHDRAWAL FROM ISSUE  
TO PERMIT CONSIDERATION OF INFORMATION  
DISCLOSURE STATEMENT UNDER  
SECTION 1.97 IN A CONTINUING APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition for the withdrawal of this application from issue. The issue fee for this case was paid on August 12, 2005.

The reason for withdrawal from issue of this application is for consideration of information in a continuing application. The continuing application is filed as a Request for Continued Prosecution Application (RCE). The RCE, which is entitled to priority under 35 U.S.C. 120 from this application, is being filed on the same date as this petition and accompanies this petition.

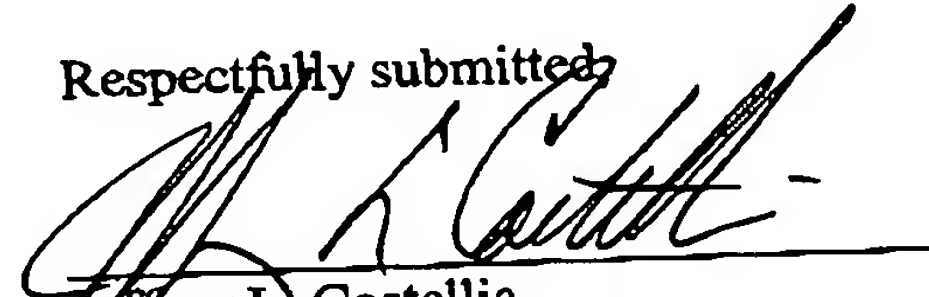
09/16/2005 AKELLEY 00000002 192380 10628239

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U.S. Application Serial No. 10/628,239  
Docket No. 740756-2638

The Commissioner is authorized to charge the Petition Fee of \$130.00 or any deficiencies (except the issue fee) or credit any overpayment to Deposit Account No. 19-2380 (740756-2638). A duplicate copy of this sheet is attached.

Respectfully submitted,

  
Jeffrey L. Costellia  
Registration No. 35,483

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**FAX****Date:** September 14, 2005**Pages (including cover):** 9**To:** U.S.P.T.O. - Petitions Department **Fax:** 571-273-0025**Ph:****From:** Jeffrey L. Costellia**Message:****CERTIFICATE OF MAILING**

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Pamela L. Patrick**FAX RECEIVED**

SEP 14 2005

**OFFICE OF PETITIONS****Date:** September 14, 2005**Pages (including cover):** 9**To:** U.S.P.T.O. - Petitions Department **Fax:****Ph:****From:** Jeffrey L. Costellia**Client/Matter:** 740756/002638**User No.:** 8683**Disbursement Amount:** \$